

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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VAUGHN SCOTT, NIGERIA SCOTT,
PRINCE SCOTT, ANDREE HARRIS,
BRENDA SCOTT, KRAIG UTLEY, COREY MARROW,
AS A MINOR CHILD, K.M., A MINOR CHILD,
AND JULIAN RENE,

Plaintiffs,

-against-

14-CV-4441(SHS)
CITY OF MOUNT VERNON, ET AL.,

Defendants.

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HELD AT: Office of Corporation Counsel
1 Roosevelt Square
Mount Vernon, New York 10550
December 7, 2015
11:05 a.m.

Examination before Trial of the
Plaintiff, COREY MARROW, pursuant to Court
Order, held at the above time and place
before a Notary Public of the State of New
York.

J & L REPORTING SERVICE
of Westchester, Inc.
50 Main Street, Suite 1000
White Plains, New York 10606
(914) 682-1888
Lisa Dobbo, Reporter

A P P E A R A N C E S:

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Of Counsel

you file a federal lawsuit?

A. Because I felt like my civil rights was being violated.

Q. How?

A. Because they came into my home and they had us all sitting in the living room, they held us hostage basically and searched my house.

Q. Did they do anything else, Mr. Marrow, to cause you to file a civil rights lawsuit?

MR. THOMPSON: Objection to form.

MR. WISHAM: You can answer.

A. They went through my private stuff, when I was recording Officer Antonini bent my hand back and took my phone and told me to stop recording, they wouldn't allow us to use no cell phones, no house phones, watch no TV and they kept us trapped.

Q. I'm sorry, they kept you what?

A. Trapped.

Q. For how long did they keep you trapped?

A. For a little more than two
and-a-half to three hours, perhaps a little
longer. I don't know the exact time.

Q. And this occurred on March
20th, 2013; correct?

A. Correct.

Q. At about 5:30, 6:00, somewhere
thereabouts?

A. Correct.

Q. There were several people in
your apartment; correct?

A. Correct.

Q. Yourself, Kevin Marrow?

A. Correct.

Q. Prince Scott, he was there;
correct?

A. Correct.

Q. Nigeria Scott?

A. Correct.

Q. Arabia Scott?

A. Correct.

Q. Julian Rene?

A. Correct.

Q. Kraig Utley?

the first person at the door who met the police officers?

A. First person at the door was my grandmother.

Q. Brenda Scott?

A. Yes.

Q. Did she say anything to the police officers before they entered the door?

A. She asked who were they.

Q. She asked who the police officers were as a result of police officers knocking on the door before they entered?

A. Yes.

Q. So, police officers knocked on your door before they entered the apartment; correct?

A. Correct.

Q. How many times did they knock?

A. I can't tell you.

Q. Did you hear Brenda Scott say anything to the police officers?

A. Yes.

Q. What did she say?

that the police officers searched everybody
in your apartment and had them put their
hands up against the wall; correct?

A. Correct.

Q. Go ahead.

A. The people that I seen were
searched.

Q. Did you see them search your
sister Arabia Scott?

A. No, I did not.

Q. She wasn't searched?

MR. THOMPSON: Objection.

Q. You didn't see them search
Arabia Scott; correct?

A. Correct.

Q. Did you see them search Kevin
Marrow?

A. No.

Q. Prince Scott?

A. Yes.

Q. Nigeria Scott?

A. No.

Q. Julian Rene?

A. Yes.

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Q. Craig Utley?

A. Yes.

Q. Demetrius Roy King?

A. Yes.

Q. James Howell?

A. Yes.

Q. Terrane Batson?

A. Yes.

Q. Brenda Scott?

A. No.

Q. Andree Harris?

A. No.

Q. Vaughn Scott?

A. No.

Q. How long did the search of each individual take, if you can recall?

A. I can't recall.

Q. You were searched, as well; correct?

A. Yes.

Q. Patted down?

A. Yes.

Q. Did the police officers find any weapons on anybody?

1
2 A. They said my sister's van was
3 seen fleeing a shooting.

4 Q. Was that van involved in the
5 shooting?

6 A. No.

7 Q. Was that van at the location of
8 a prior shooting?

9 A. I was driving past. I didn't
10 know it was a shooting.

11 Q. You didn't know of the shooting
12 but my question was whether or not that
13 van -- and you're talking about a white
14 minivan; correct?

15 A. Yes.

16 Q. Was that white minivan at the
17 location of where a shooting had occurred
18 before the police officers entered your
19 apartment on March 20th, 2013?

20 MR. THOMPSON: Objection.

21 Asked and answered. You can answer.

22 MR. WISHAM: You can answer.

23 A. I don't know where the shooting
24 occurred.

25 Q. You don't know where the

1
2 Q. No one got shot in your
3 apartment; correct?

4 A. Not correct.

5 Q. Somebody got shot in the
6 apartment?

7 MR. THOMPSON: I think there's
8 some confusion here whether the
9 shooting took place in the apartment
10 or --

11 MR. WISHAM: Let him answer.
12 Do you understand the question?

13 MR. THOMPSON: Don't talk over
14 me, please.

15 MR. WISHAM: Counselor, I'm not
16 here to argue. What you're doing is
17 objectionable.

18 Did you understand the
19 question?

20 THE WITNESS: Explain it a
21 little more.

22 Q. No one got shot inside your
23 apartment; correct?

24 A. No.

25 Q. Julian Rene had gotten shot;

correct?

A. I mean he got grazed. I wouldn't call that a shot.

Q. Julian Rene had gotten grazed by a bullet; correct?

A. Correct.

Q. And Julian Rene had gotten grazed by a bullet before the police officers entered your apartment on 3-20-2013 at about 5:30; correct?

A. Correct, but they didn't know that.

Q. How do you know that they didn't know that?

A. How could they know because they didn't know --

Q. You were driving the white minivan; correct?

A. Correct.

Q. You were at a location where Julian Rene had gotten shot on 3-20-2013; correct?

MR. THOMPSON: Objection. You can answer.

A. No.

Q. If Julian Rene testified that he had been grazed by a bullet, he had been grazed in the buttocks and jumped into your car --

THE WITNESS: Keep going.

Q. -- would he be correct?

A. Yes, he was fleeing -- I seen him coming towards my car and I pulled over. He was like running, jogging.

Q. He was running from what?

A. I don't know.

Q. Did he tell you he was running?

A. Not until afterwards.

Q. What did he tell you afterwards?

A. He said he heard shots.

Q. He heard shots where?

A. In the vicinity of 7th Avenue and 3rd Street.

Q. When you saw Julian running, he ran and got inside your car?

A. Yeah.

Q. At what location did he get

inside your car?

A. Approximately 9th Avenue and
3rd Street but a little more into the block.

Q. Julian Rene had gotten grazed
by a bullet and was running from the scene
and saw your van and jumped into your van;
is that fair to say?

MR. THOMPSON: Objection to the
form.

MR. WISHAM: You can answer.

A. Yes.

Q. That white minivan's back
windshield was shattered; is that correct?

MR. THOMPSON: Objection to the
form.

A. No, it was a plastic bag.

Q. I'm sorry?

A. No.

Q. The white minivan's rear
windshield was not shattered, to your
knowledge?

MR. THOMPSON: Objection to the
form.

A. It wasn't shattered.

Q. Was there plastic on the windshield, the back rear windshield?

A. Yes.

Q. Who put the plastic there on the rear windshield?

A. I did.

Q. When did you put the plastic on the rear windshield?

A. A couple weeks before.

Q. What occurred for you to put plastic on the rear windshield?

A. I came out one night and my window was busted out and stuff was stolen out of my car.

Q. Where did that occur?

A. It had occurred on 1st Avenue and Sandford Boulevard.

Q. Can you describe the events that lead to that window being shattered?

A. I was asleep.

Q. Where do you currently reside now?

A. 345 S. 4th Avenue, Mount Vernon, New York.

Q. Did the Mount Vernon police officers or did the City of Mount Vernon charge you with violating any ground?

A. They charged me with resisting arrest.

Q. That was in what year?

A. 2013.

Q. After March 20th?

A. Yes.

Q. Is that case still pending?

A. No.

Q. Was it dismissed, did you take a plea or how was it disposed of?

A. I didn't plead to it. I don't know.

Q. Do you know if you plead guilty to a lesser charge?

A. No, I didn't plead to nothing in that case.

Q. Had you ever been arrested before?

A. Yes.

Q. On how many occasions?

A. I couldn't tell you.